

STATE OF MICHIGAN  
COUNTY OF WAYNE  
THIRD JUDICIAL CIRCUIT COURT - CRIMINAL DIVISION

THE PEOPLE OF THE STATE OF MICHIGAN,

vs.

Case No. 10-006297

LAMARR VALDEZ ROBINSON,

Defendant.

**SENTENCE**

BEFORE THE HONORABLE VERA MASSEY JONES  
CIRCUIT COURT JUDGE

Detroit, Michigan - Tuesday, February 15, 2011

APPEARANCES:

For the People: JAIMIE M. POWELL (P67466)  
Frank Murphy Hall of Justice  
Wayne County Prosecutor's Office  
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Detroit, Michigan 48226-2302  
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For the Defendant: EARL WASHINGTON (P31383)

Court Reporter: JANICE I. PAYNE, CSMR 3521  
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WITNESSES:

PAGE

NONE

EXHIBITS:

MARKED

ADMITTED

NONE

1 Detroit, Michigan

2 Tuesday, February 15, 2011

3 At about 10:41 a.m.

4 (All parties present.)

5 THE CLERK: Now calling case 10-6297; People  
6 versus Lamarr Valdez Robinson. Here for a sentencing.

7 Appearances?

8 MS. POWELL: Good morning, your Honor. May  
9 it please the Court, Jaimie Powell for the People.

10 MR. WASHINGTON: Good morning, your Honor.  
11 For the record, Earl Washington on behalf of Mr. Lamarr  
12 Robinson.

13 THE COURT: Counsel, have you had the  
14 opportunity to read the presentence report and to  
15 verify its factualness with your client?

16 MR. WASHINGTON: Your Honor, I did review the  
17 presentence report with Mr. Robinson. The only thing I  
18 would add is they list Mr. Robinson as being unemployed  
19 at the time the incident occurred. And Mr. Robinson  
20 advised me that he was self-employed. I think it was -  
21 -

22 Was it Robinson's Landscaping and Lawn  
23 Service?

24 DEFENDANT ROBINSON: Yes.

25 MR. WASHINGTON: Okay. And I think there was

1 a kennel.

2 DEFENDANT ROBINSON: Cousin's Kennel.

3 MR. WASHINGTON: Okay. He was employed and  
4 working with his cousin's kennel.

5 THE COURT: Well, what's his cousin's kennel  
6 name?

7 DEFENDANT ROBINSON: That's the name of the  
8 kennel, Cousin's Kennel.

9 MR. WASHINGTON: Oh, I'm sorry, Cousin's  
10 Kennel. Those are the only things I would add to the  
11 presentence report.

12 THE COURT: Okay.

13 MR. WASHINGTON: In terms of the guidelines?

14 THE COURT: Yes.

15 MR. WASHINGTON: Okay. After reviewing the  
16 PRVs, they appear to be correct.

17 THE COURT: Do the People agree with that?

18 MS. POWELL: I do, your Honor.

19 THE COURT: Okay.

20 MR. WASHINGTON: With the offense variables,  
21 in addressing offense variable number five, I guess  
22 they -- I think -- yeah, it was psychological injury  
23 sustained by a member of the victim's family, and I --

24 THE COURT: You don't think that his mother  
25 doesn't suffer psychological injury every day she goes

1 and looks at her son laying there like a vegetable?

2 MR. WASHINGTON: Judge, I can agree with you  
3 there. But what it does say is "required professional  
4 treatment," and I'm not aware of any professional  
5 treatment.

6 THE COURT: Excuse me. A whole lot of people  
7 don't get professional treatment. But you're going to  
8 tell me that this lady walks in there every single day,  
9 she looks at the son that she brought into this world  
10 that she believed was going to at least go to college  
11 and be something in this society, and he's a vegetable;  
12 and you don't think she doesn't need professional. I  
13 disagree with you.

14 MR. WASHINGTON: Okay. I just stated it for  
15 the record.

16 THE COURT: Anything else?

17 MR. WASHINGTON: Offense variable number six,  
18 it says "intent to kill or injure." I see they  
19 assessed fifty points. It says, "Offender had  
20 premeditated intent to kill or killing was committed  
21 while committing or attempting to commit arson,  
22 criminal sexual conduct in the first degree, child  
23 abuse, a major controlled substance" --

24 THE COURT: Now, why are you going over that?  
25 You don't think this was a premeditated intent to kill?

1 MR. WASHINGTON: Well, I think what they  
2 envision the twenty-five points was -- well, okay, that  
3 says "premeditated." Okay, I apologize.

4 THE COURT: Okay.

5 MR. WASHINGTON: Number seven, it says victim  
6 was treated with sadism, torture, or excessive  
7 brutality.

8 I know we're going to differ on that  
9 one, but --

10 THE COURT: No, I don't think you and I are.  
11 The prosecutor may have something to say. But that  
12 one, he shot him any number of times, and then walked -  
13 - well, went right back over and just executed the man,  
14 except the man is still alive. How do you say that's  
15 sadism?

16 MS. POWELL: Your Honor, it's excessive  
17 brutality. It was an automatic weapon placed at the  
18 base of the victim's skull. Eight rounds were fired.  
19 If you remember, as the victim fell after being shot in  
20 the head, he continued firing bullets into Mr. Chubb's  
21 body.

22 MR. WASHINGTON: You know, during the  
23 testimony where the firearms expert testified at the  
24 nature of an automatic or a semi-automatic weapon, that  
25 it discharged quickly. And I think that the tape

1           showed that the shots were fired in excess of a rapid,  
2           rapid number of times.

3           THE COURT: The big problem was the one at  
4           the base of the head. That's the big problem. That's  
5           the one that shows the intent to kill. And with the  
6           number of shots, I guess I have to agree with the  
7           prosecutor. I agree with the prosecutor.

8           MR. WASHINGTON: All right. Well, I placed  
9           an objection.

10          THE COURT: So the fifty points will stay.

11                   Anything else?

12          MR. WASHINGTON: That's all in terms of the  
13          guidelines, your Honor.

14          THE COURT: Okay.

15          MS. POWELL: May I, as to the guidelines,  
16          your Honor?

17          THE COURT: Go ahead.

18          MS. POWELL: It is purely academic, but I  
19          would ask for fifteen points as to predatory conduct  
20          for OV-10. And that does not change the guidelines,  
21          but I do think it would be appropriate to score that  
22          variable.

23          THE COURT: Well, in this instance I'm not  
24          going to grant it, although it is quite obvious that  
25          based on the jury's decision they determined that he

1 had been almost stalking the individual. But I'm not  
2 going to give that point, Counsel.

3 MS. POWELL: Thank you.

4 THE COURT: Okay. Counsel, anything you'd  
5 like to say before I impose sentence?

6 MR. WASHINGTON: Well, your Honor, the  
7 difficulty I have in handling this sentence is the same  
8 difficulty I've had for the thirty-plus years that I've  
9 been practicing law. That in a case of this type, Mr.  
10 Robinson maintains his innocence, so it's hard to argue  
11 for mercy on the one hand; and then on the other hand,  
12 be true to that.

13 I'll just go on record as asking for the  
14 Court to sentence at the low end of the guidelines, and  
15 I'll leave it up to Mr. Robinson to speak on his  
16 behalf.

17 THE COURT: Anything from the People?

18 MS. POWELL: Yes, your Honor. I would like  
19 to read a statement from Veronica Chubb. There are  
20 also four members from the family that would like to  
21 address the Court.

22 THE COURT: All right, go ahead, Counsel.

23 MS. POWELL: Your Honor, Ms. Chubb provided  
24 to me a statement that says: "Your Honor and all  
25 concerned, this is and has been the hardest thing for

1 us to face. Our lives have changed so severely. Our  
2 daily purpose is to meet Jamel's every need because  
3 he's not able to do any of the things we do without  
4 thinking and without effort.

5 Jamel is totally dependent on someone  
6 else to do everything for him. He's not able to smile  
7 or say 'Mom, it's me.'

8 The justice scale is swaying in our  
9 direction, but justice would be Mr. Lamarr Robinson  
10 being in Jamel's shoes, and Jamel now being an able  
11 body."

12 Your Honor, there are several members  
13 from the family here, and if I may call them up?

14 THE COURT: Yes. One at a time, please.

15 MS. POWELL: Thank you, your Honor.

16 The first is the brother of Jamel Chubb,  
17 Montez Chubb.

18 THE COURT: Young man, your name for the  
19 record?

20 MR. CHUBB: Montez Chubb.

21 THE COURT: Go right ahead, sir.

22 MR. CHUBB: I'm speaking on behalf of my  
23 father today. This is his letter.

24 "To Whom It May Concern: Jamel attended  
25 Eastern Michigan University for two years. He decided

1 that he wanted to join the Air Force Reserves, and he  
2 accomplished all requirements to join.

3 Jamel was scheduled to go to Wright  
4 Patterson Air Force Base on June 14, 2010. He was to  
5 leave Wright Patterson and go to base in Mississippi  
6 for basic training for a one-year engineering school.  
7 He had been promoted to Airman First Class before  
8 entering the reserves. Jamel would have served in a  
9 reserve capacity wherever assigned.

10 Jamel had gotten in touch with an  
11 organization that dealt with wind technology. He was  
12 to be hired once he finished his basic training in the  
13 engineering school. He had his short-term life plan  
14 until Lamarr Robinson brought his plan to naught.

15 Sincerely yours, James Chubb."

16 THE COURT: Thank you.

17 MS. POWELL: Your Honor, the sister of Jamel  
18 Chubb is here. Her name is Deiniese Chubb, D-e-i-n-i-  
19 e-s-e.

20 THE COURT: Please state your name again for  
21 the record.

22 MS. CHUBB: Deiniese LaShaun Chubb.

23 THE COURT: Go right ahead.

24 MS. CHUBB: I just want to say that Lamarr  
25 Robinson shot my brother in broad daylight with the

1 intent to kill him. And by the grace of God, he's  
2 still alive. And I just believe that Lamarr should  
3 spend -- should not be able to see daylight again. And  
4 I believe that the only light that he should be able to  
5 see is the flashlight from the deputies when they  
6 perform their rounds. Thank you.

7 MS. POWELL: Ken Woodard, who is the uncle of  
8 Jamel.

9 THE COURT: Sir, please state your name for  
10 the record.

11 MR. WOODARD: My name is Ken Woodard.

12 THE COURT: Go ahead.

13 MR. WOODARD: I'm the uncle of Jamel.

14 I just wanted to say from the family's  
15 standpoint, the family that we have was not weakened by  
16 this. It just gave us -- we was able to have an  
17 opportunity to strengthen ourselves together. And if  
18 Lamarr Robinson had that type of family structure, this  
19 crime would not have been placed, and we would not be  
20 having this situation right now.

21 And we've come together and we've been  
22 together, and I just want to let the Court know that  
23 it's a blessing for us to have the strength that we  
24 have within our family. And if he could have been  
25 raised with that type of strength in his family, he

1 would not have been able to do the things he do.

2 So as you just sentence on him, the  
3 pressure that God's going to bless on him from his mind  
4 standpoint, mentally, will give him the light to see  
5 what he has caused, and realize and understand that he  
6 should not see the light of day again.

7 THE COURT: Thank you.

8 MR. WOODARD: Thank you.

9 MS. POWELL: Brian Cook, who is the fiance of  
10 the victim's mother.

11 THE COURT: State your name again for the  
12 record.

13 MR. COOK: Brian Cook.

14 THE COURT: Go ahead, Mr. Cook.

15 MR. COOK: Yes. This shouldn't have  
16 happened, and I guess the courts are going to make it  
17 right with Lamarr Robinson doing what his due is coming  
18 to him. That's all I have to say right now.

19 THE COURT: Thank you.

20 MS. POWELL: Your Honor, the People are  
21 asking for the maximum in this case.

22 As to restitution, I do have bills from  
23 the family that are not paid by insurance. They total  
24 \$3,897.00.

25 THE COURT: Oh, now, I don't really have a

1 problem whether they're paid for by insurance or not by  
2 insurance. The State of Michigan just needs to know  
3 who do we extend the restitution to. So, if some of it  
4 is to an insurance company, it should be sent to them.  
5 And if some of it is to the victim's family, it should  
6 be sent to them.

7 So I just ask that the People give us  
8 something in writing that will let us know so we could  
9 send it up to the Department of Corrections so they  
10 know where it has to go.

11 MS. POWELL: And I have that for the Court.

12 THE COURT: What's the total amount of  
13 restitution?

14 MS. POWELL: The total to his family is  
15 \$3,897.00. That's for nursing care.

16 Your Honor, the amounts from the  
17 insurance companies, I do not have at this time; and I  
18 would ask that that amount remain open for me to file a  
19 motion at a later date when those are available to me.

20 THE COURT: All right. Mr. Robinson?

21 DEFENDANT ROBINSON: Yes?

22 THE COURT: Is there anything you'd like to  
23 say before I impose sentence?

24 DEFENDANT ROBINSON: Yes. This case was a  
25 situation of Mr. Washington being ineffective

1 assistance. He didn't contact my witnesses nor my  
2 alibi, which was stated in the preliminary examination.

3 He didn't object to the leading of the  
4 witness, the coercion, and evidence that clearly showed  
5 that I wasn't at a certain place at a certain time that  
6 I showed him; and he didn't bring it forth to the  
7 Court. That's pretty much what I have to say about Mr.  
8 Washington.

9 THE COURT: I didn't ask you to talk to me  
10 about Mr. Washington, but you've put it on record and  
11 it's there for the Court of Appeals or anybody else who  
12 wishes to hear it.

13 DEFENDANT ROBINSON: Yes, it's on record.

14 THE COURT: What I said to you, was there  
15 anything you'd like to say before I impose sentence,  
16 other than something about Mr. Washington, because he's  
17 going to get to go out that door. It's a bright, sunny  
18 day out there. Is there anything you'd like to say  
19 other than that?

20 DEFENDANT ROBINSON: Yes. I'm innocent, and  
21 I ask for the mercy of the Court.

22 THE COURT: I am in a position to sentence a  
23 person that the jury convicted of his crime. And it  
24 was quite obvious that whoever committed the crime  
25 intended to kill this young man. And the jury was

1 convinced that it was this defendant. He showed him  
2 absolutely no mercy.

3 The other thing that is so nonsensical  
4 about this is there was no reason. This young man had  
5 done nothing to the defendant. This was over a woman,  
6 and there are a lot of us out there. There are a lot  
7 of beautiful women in this world. And just as soon as  
8 you see one, you'll see another one.

9 So there was no reason for a young man  
10 who was on his way to being a positive influence on  
11 society should have lost his life. And whoever  
12 committed this crime had no regard for not just the  
13 victim, but even for himself. No respect. No caring.

14 How could you go up and shoot somebody  
15 and then put the gun right up to their head to try to  
16 blow their brains out? Over what? A woman.

17 Not a woman who had been beaten up and  
18 raped. Just a woman who happened to be beautiful. And  
19 I say there are a lot of beautiful women out there.

20 So, it's this Court's opinion that under  
21 these circumstances, the maximum sentence that I can  
22 impose should be imposed. And according to the  
23 sentencing guideline range, that's 570 months, which  
24 equals 47.5 years, which is what I'm going to impose,  
25 to 120 years with the Michigan Department of

1 Corrections.

2 Now, he has to do two years on the  
3 felony firearm, and he'll have to do the time on that  
4 before he can do any time on the assault with intent to  
5 commit murder.

6 On the felon in possession of a firearm,  
7 I sentence him to serve one to -- and they don't give  
8 -- well, it's a fourth felony also. So, it makes it up  
9 to life in prison. So, it will be the same amount as  
10 the assault with intent to commit murder, and they can  
11 be served concurrently.

12 He gets 264 days credit on the felony  
13 firearm.

14 Now, you may appeal your conviction and  
15 sentence to a higher court. If you're without funds to  
16 hire a lawyer, you may request this Court to appoint an  
17 attorney, and request that this Court furnish that  
18 attorney with the portions of transcripts and records  
19 the attorney needs.

20 The request for the appointment of an  
21 attorney must be made in writing and sent directly to  
22 the Court at the address noted above within 42 days.  
23 The financial section on the back of this form must be  
24 completed.

25 Good luck to you, sir.

1 MS. POWELL: Thank you, Judge.

2 MR. WASHINGTON: What was the maximum? I'm  
3 sorry, Judge.

4 THE COURT: A hundred and twenty.

5 MS. POWELL: Thank you, your Honor.

6 (At about 10:58 a.m., proceedings concluded.)

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CERTIFICATE OF REPORTER

STATE OF MICHIGAN) ) ss  
COUNTY OF WAYNE )

I certify that this transcript, in the matter of The People of the State of Michigan vs. LAMARR VALDEZ ROBINSON, case number 10-006297, consisting of 18 pages, is a complete, true, and correct transcript of the proceedings held in this matter on Tuesday, February 15, 2011, before the Honorable Vera Massey Jones.

July 8, 2011

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